

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	SENZAKI, Yoshihide	Confirmation No.:	3254
Serial No.:	10/524,980	Art Unit:	2823
Filed:	March 22, 2006	Examiner:	LEE, Hsien Ming
For:	<i>Low Temperature Deposition of Silicon Oxides and Oxynitrides</i>	Attorney Docket No:	067538-5172-US

**ASSERTION OF SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.27(c)
AND REQUEST FOR REFUND UNDER 37 C.F.R. § 1.28(a)**

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

The Assignee of above application hereby asserts small entity status in accordance with 37 C.F.R. § 1.27(c). Applicants are, therefore, entitled to pay reduced fees in connection with this application. A Verified Statement (Declaration) Claiming Small Entity Status is enclosed herewith.

Under 37 C.F.R. § 1.28(a), Applicants may file a request for a refund of any excess fees paid within three months of the payment of the full fee.¹ Applicants hereby request a refund of the excess fees paid in connection with the above application as follows:

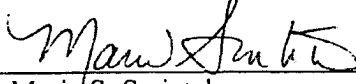
On **December 12, 2008**, Applicants filed a (1) Request for Continued Examination and (2) a Petition for Extension of Time of three months and paid large entity fees totaling of **\$1920.00** in connection with this filing. Applicants hereby request a refund of **\$960.00** (the excess amount paid).

¹ 37 C.F.R. § 1.28(a) ("A refund pursuant to § 1.26, based on establishment of small entity status, of a portion of fees timely paid in full prior to establishing status as a small entity may only be obtained if an assertion under § 1.27(c) and a request for a refund of the excess amount are filed within three months of the date of the timely payment of the full fee.")

Please credit the refund to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310
(order no. 067538-5172-US).

Date: February 26, 2009

Respectfully submitted,



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37,244

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